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Assistant Commissioner for Patents  
Washington, D.C. 20231 On July 1, 2002

PATENT  
Attorney Docket No.: 20460-001000  
Client Ref. No.: 220.09

TOWNSEND and TOWNSEND and CREW LLP

By: Kimberly Badiei

Kimberly Badiei

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

SIRHAN, Motasim et al.

Application No.: 10/017,500

Filed: December 14, 2001

For: APPARATUS AND METHODS  
FOR VARIABLY  
CONTROLLED SUBSTANCE  
DELIVERY FROM IMPLANTED  
PROSTHESES

Examiner: Unassigned

Art Unit: 3762

**REQUEST FOR CORRECTED FILING  
RECEIPT**

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, D.C. 20231

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AUG - 6 2002  
TECHNOLOGY CENTER

Sir:

Attached is a copy of the official Filing Receipt received from the Patent and Trademark Office in the above-noted application for which issuance of a corrected filing receipt is respectfully requested.

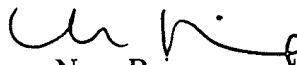
Applicants have amended the specification so that it correctly references the domestic priority data. Specifically, this application is **now** a continuation-in-part of and claims the benefit of Non-Provisional Application 10/002,595, filed November 1, 2001, as reflected by the Preliminary Amendment filed herewith. As such, the DOMESTIC PRIORITY DATA AS CLAIMED BY APPLICANT should read as follows:

THIS APPLICATION IS A CIP OF 10/002,595 11/01/2001

PATENT

The correction is due to applicant's error and the fee therefor, pursuant to 37 CFR §1.19(h), of \$25.00 is to be charged to Deposit Account No. 20-1430. Please charge any additional fees or credit overpayment to the Deposit Account No. 20-1430.

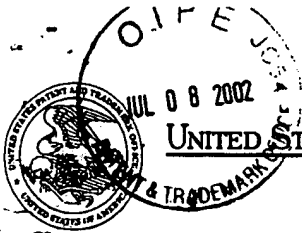
Respectfully submitted,



Nena Bains  
Reg. No. 47,400

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, 8<sup>th</sup> Floor  
San Francisco, California 94111-3834  
Tel: (415) 576-0200 Fax: (415) 576-0300  
Enclosure: Copy of Filing Receipt

NB:kab  
PA 3232587 v2



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/017,500	12/14/2001	3762	0.00	020460- 001000US	35	112	18

CONFIRMATION NO. 5626

20350

TOWNSEND AND TOWNSEND AND CREW, LLP  
TWO EMBARCADERO CENTER  
EIGHTH FLOOR  
SAN FRANCISCO, CA 94111-3834

## FILING RECEIPT



\*OC000000007832719\*

Date Mailed: 04/09/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Motasim Sirhan, Sunnyvale, CA;  
John Yan, Los Gatos, CA;

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AUG - 6 2002

## Assignment For Published Patent Application

AVANATEC VASCULAR CORPORATION, San Jose, CA;

TECHNO!

## Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 10/002,595 11/1/2001.

## Foreign Applications

If Required, Foreign Filing License Granted 04/09/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

\*\* SMALL ENTITY \*\*

## Title

Apparatus and methods for variably controlled substance delivery from implanted prostheses

**Preliminary Class**

604

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**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

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PTO/SB/17 (11-01)  
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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2002

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

25

Complete If Known

Application Number

10/017,500

Filing Date

December 14, 2001

First Named Inventor

SIRHAN, MOTASIM

Examiner Name

Unassigned

Group Art Unit

3762

Attorney Docket No.

020460-001000US

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AUG - 6 2002

TECHNOLOGY CENTER R3700

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account:

Deposit  
Account  
Number

20-1430

Deposit  
Account  
Name

Townsend and Townsend and  
Crew LLP

The Commissioner is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments

☒ Charge any additional fee(s) during the pendency of this application

☐ Charge fee(s) indicated below, except for the filing fee  
to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
101	740	201	370	Utility filing fee
106	330	206	165	Design filing fee
107	510	207	255	Plant filing fee
108	740	208	370	Reissue filing fee
114	160	214	80	Provisional filing fee

Fee Paid

SUBTOTAL (1)

(\$)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
-20**	=	X	=
-3**	=	X	=
Multiple Dependent		X	=

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	84	202	42	Independent claims in excess of 3
104	280	204	140	Multiple dependent claim, if not paid
109	84	209	42	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2)

(\$)

\*\*or number previously paid, if greater; For Reissues, see above

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
105	130	205	65	Surcharge - late filing fee or oath
127	50	227	25	Surcharge - late provisional filing fee or cover sheet
139	130	139	130	Non-English specification
147	2,520	147	2,520	For filing a request for reexamination
112	920*	112	920*	Requesting publication of SIR prior to Examiner action
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action
115	110	215	55	Extension for reply within first month
116	400	216	200	Extension for reply within second month
117	920	217	460	Extension for reply within third month
118	1,440	218	720	Extension for reply within fourth month
128	1,960	228	980	Extension for reply within fifth month
119	320	219	160	Notice of Appeal
120	320	220	160	Filing a brief in support of an appeal
121	280	221	140	Request for oral hearing
138	1,510	138	1,510	Petition to institute a public use proceeding
140	110	240	55	Petition to revive - unavoidable
141	1,280	241	640	Petition to revive - unintentional
142	1,280	242	640	Utility issue fee (or reissue)
143	460	243	230	Design issue fee
144	620	244	310	Plant issue fee
122	130	122	130	Petitions to the Commissioner
123	50	123	50	Petitions related to provisional applications
126	180	126	180	Submission of Information Disclosure Stmt
581	40	581	40	Recording each patent assignment per property (times number of properties)
146	740	246	370	Filing a submission after final rejection (37 CFR § 1.129(a))
149	740	249	370	For each additional invention to be examined (37 CFR § 1.129(b))
179	740	279	370	Request for Continued Examination (RCE)
169	900	169	900	Request for expedited examination of a design application

Other fee (specify) Request For  
Corrected Filing Receipt

25

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3)

(\$)25

## SUBMITTED BY

Name (Print/Type)

Nena Bains

Registration No. (Attorney/Agent)

47,400

Telephone

650-326-2400

Signature

Date

July 1, 2002

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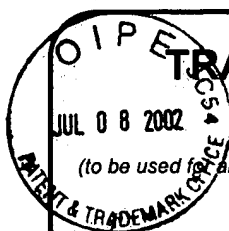
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b> (to be used for all correspondence after initial filing)		<b>Application Number</b>	10/017,500
		<b>Filing Date</b>	December 14, 2001
		<b>First Named Inventor</b>	SIRHAN, MOTASIM
		<b>Group Art Unit</b>	3762
		<b>Examiner Name</b>	Unassigned
<b>Total Number of Pages in This Submission</b>	11	<b>Attorney Docket Number</b>	020460-001000US

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached  <input type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s)	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Preliminary Amendment; Request for Corrected Filing Receipt; Redlined Copy of Filing Receipt; Supplemental ADS; and Return Postcard
Remarks: The Commissioner is authorized to charge any additional fees to Deposit Account 20-1430.		<b>RECEIVED</b>  AUG - 6 2002  TECHNOLOGY CENTER 1300

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm and Individual name Townsend and Townsend and Crew LLP Nena Bains	Reg. No. 47,400
Signature:	
Date: July 1, 2002	

CERTIFICATE OF MAILING	
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July 1, 2002	
Typed or printed name Kimberly Badiei	
Signature:	Date: July 1, 2002

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PA 3233188 v1